

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): John E. Sims and Teresa L. Born

Serial No.: --to be assigned--

Group Art Unit No.: 1647 (expected)

Filed: February 6, 2004

Examiner: J. Seharaseyon (expected)

For: ACPL POLYPEPTIDES

Docket No.: 2872-USD

**ATTORNEY'S STATEMENT PURSUANT TO 37 CFR § 1.821(e)**

MAIL STOP PATENT APPLICATION

Commissioner for Patents

P.O. Box 1450

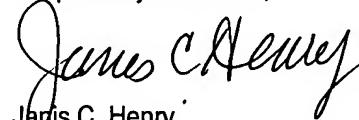
Alexandria, VA 22313-1450

Sir:

The sequence listing in this application, Serial No. --to be assigned-- is identical with that filed in Application Serial No 10/212,356 filed August 2, 2002. In accordance with 37 CFR §1.821(e), please use the computer readable form filed in that application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant application. A paper copy of the Sequence Listing is included herewith.

In addition, I hereby state that the paper copy of the Sequence Listing in this application and the computer readable form of the Sequence Listing submitted in the parent case are the same and contain no new matter.

Respectfully submitted,



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